

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

HELENA AGRI-ENTERPRISES, LLC,  
a Delaware limited liability company,

Case No. 1:18-cv-00963-RJJ-RSK

Plaintiff/Counter-Defendant

vs.

Honorable Robert J. Jonker

GREAT LAKES GRAIN, LLC, a Michigan limited liability company; GREAT LAKES GRAIN II, LLC, a Michigan limited liability company; GREAT LAKES GRAIN III, LLC, a Michigan limited liability company; GREAT LAKES GRAIN IV, LLC, a Michigan limited liability company; NEW HEIGHTS FARM I, LLC, a Michigan limited liability company; and NEW HEIGHTS FARM II, LLC, a Michigan limited liability company

**DEFENDANTS' TENTATIVE EXHIBIT  
LIST AND DOCUMENT PRODUCTION**

Defendants,

and

NICHOLAS BOERSEN, individually and as putative member of New Heights Farm II, LLC and STACY BOERSEN, individually and as putative member of the Great Lakes Grain defendants and New Heights Farm I, LLC,

Defendants/Counter-Plaintiffs.

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Defendants, by and through their attorneys, Cunningham Dalman, P.C., and hereby discloses the following exhibits that may be relied upon at trial and are produced pursuant to the Court's Case Management Order, as amended:

1. Boersen Farms, Inc. Articles of incorporation
2. Boersen Farms, Inc. By laws
3. Boersen Farms, Inc. UCC financing statements
4. Boersen Farms Properties, LLC Articles of organization
5. Boersen Farms Properties, LLC Operating agreement
6. Boersen Farms AG, LLC Articles of organization
7. Boersen Farms AG, LLC Operating agreement
8. Boersen Farms AG, LLC UCC financing statements
9. Boersen AG Partners, LLC Articles of organization
10. Boersen AG Partners, LLC Operating agreement
11. Ceres' judgments terminating Boersen entities tenancies
12. TFG-Michigan order to turn over equipment
13. John Deere & Co. judgment for possession
14. John Deere & Co. amended judgment
15. CNH judgment
16. Farm Credit Services judgment
17. Diversified judgment
18. Crestmark judgment
19. First Farmers Bank Mortgage
20. Assignment of mortgage to Farmland Capital Solutions, LLC (FCS)- To be provided

21. Security Agreement(s)
22. First Farmers Bank Financing statement(s)
23. Amended loan agreement
24. Great Lakes Grain, LLC (“GLG”) Articles of Organization
25. GLG Operating agreement
26. List of properties leased by GLG for 2018- To be provided
27. 2018 GLG Lease with Ceres
28. 2018 GLG security agreement with Ceres
29. 2018 GLG Lease(s) with Boersen Land Co., LLC
30. 2018 GLG Lease(s) with Boersen Farms, Inc.
31. 2018 GLG Lease(s) with Boersen Farms Properties, LLC
32. 2018 GLG Agreement with Logan AgriService
33. 2018 GLG Agreement with Agri-Science
34. GLG Joint employment agreement- To be provided
35. GLG Crop insurance application
36. New Heights Farm I, LLC (NHF-I) Articles of Organization
37. NHF-I Operating agreement
38. 2019 NHF-I loan application to ARM
39. 2019 NHF-I loan agreement with ARM
40. UCC search under NHF I
41. 2019 NHF-I agreement with Logan
42. List of properties leased by NHF-I for 2019- To be provided
43. 2019 NHF-I Lease with Ceres

44. 2019 NHF-I Lease(s) with Boersen Land Co., LLC
45. 2019 NHF-I Lease(s) with Boersen Farms, Inc.
46. 2019 NHF-I Lease(s) with Boersen Farms Properties, LLC
47. 2019 NHF-I Equipment lease
48. NHF-I Crop Insurance application
49. New Heights Farm II (“NHF-II”), LLC Articles of Organization
50. NHF-II Operating agreement
51. NHF-II 2019 loan application to ARM
52. NHF-II 2019 loan agreement with ARM
53. NHF-II 2019 agreement with Logan
54. UCC search under NHF II
55. NHF-II List of properties leased for 2019- To be provided
56. NHF-II 2019 Lease with Ceres
57. NHF-II 2019 Lease(s) with Boersen Land Co., LLC
58. NHF-II 2019 Lease(s) with Boersen Farms, Inc.
59. NHF-II 2019 Lease(s) with Boersen Farms Properties, LLC
60. 2019 NHF II Crop Insurance application
61. NHF II 2019 Equipment lease.
62. Boersen Farms Grain Certificate of Partnership
63. Dennis Russell, LLC Operating Agreement
64. Crop Insurance Handbook 2018
65. Crop Insurance Handbook 2019
66. Application for title for boat – Sandra to Nick

67. Application for title for jet ski – Sandra to Nick

68. Application for title for jet ski – Sandra to Nick

69. Steve Cardinal deposition TX

Dated: January 16, 2020

/s/ Ronald J. VanderVeen

Ronald J. VanderVeen (P33067)

Cunningham Dalman, PC

Attorneys for Defendants